



City of Hermosa Beach
 1315 Valley Drive, Hermosa Beach, CA 90254
 310.318-0203 - Fax 310.372-6186
 Email: lcastillo@hermosabch.org



Received By: CC
 Referred To: CM
 Date Referred: 2/7/17

Public Records Request

The City of Hermosa Beach encourages public participation in the governing process and provides reasonable accessibility to all public records except those documents which are exempt from disclosure by express provisions of law or considered confidential or privileged under the law. The City is under no obligation to respond to requests which are not focused or specific. The City may withhold documents which are exempt from disclosure under state or federal law, including the attorney—client privilege or any other applicable privilege. The City, in accordance with Government Code Section 6253(b), has ten (10) days to respond to any request for public documents by indicating whether or not the documents exist and will be made available. Actual production of the documents may take somewhat longer depending upon their ease of availability and staff workload. To assist us in providing a timely response to your request, please fill out the form below and indicate the specific record/document you wish to review.

Name (please print): <u>Karen Sanders</u>		Email: <u>Karin.Sanders@lw.com</u>
Address: <u>12670 High Bluff Drive</u>		Phone: <u>858-523-3997</u>
City: <u>San Diego, CA 92130</u>		Fax:

Record or Document Requested:

To assist the City with your request, please identify each requested record/document separately. Please be as specific as possible. Non specific inquiries may cause responses to be delayed or may prove to be burdensome and therefore the City may not be able to respond. (Additional sheets may be used) **Submit all requests to the City Clerk's Office.**

See attached

Photocopies are \$0.20 per page (Mailing fee, if applicable is \$3.00 plus postage). Fees must be paid before records are released.

I agree to pay all applicable fees and charges per the City Council Resolution of Fees for any copies I request of the above mentioned document. *Accepted method of payment:* Cash or check. Credit card accepted in person only.

Signature

Date

For Departmental Use Only:

Action Requested:

☐ Review Only
☐ Copies Requested

Action Taken:

☐ Document Reviewed
☐ Copies Provided
☐ Refusal/Reason

By

Date

☐ Non-Existent Document
☐ Other (Please Explain)

For City Clerk's Use Only:

Date Requestor Notified _____ Notified By: _____ Date Picked Up or Mailed _____

Lizanne Castillo

From: Elaine Doerfling
Sent: Tuesday, February 07, 2017 2:37 PM
To: Lizanne Castillo
Subject: FW: PRA Request
Attachments: 2017.02.03 Water Body PRA - Hermosa Beach.pdf

From: Karin.Sanders@lw.com [<mailto:Karin.Sanders@lw.com>]
Sent: Saturday, February 04, 2017 6:49 PM
To: Elaine Doerfling
Subject: PRA Request

Please see attached.

Regards,

Karin

Karin Sanders
Paralegal

LATHAM & WATKINS LLP
12670 High Bluff Drive
San Diego, CA 92130
Direct Dial: +1.858.523.3997
Fax: +1.858.523.5450
Email: karin.sanders@lw.com
<http://www.lw.com>

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London	Singapore
Los Angeles	Tokyo
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Milan	

February 3, 2017

VIA ELECTRONIC MAIL

Elaine Doerfling, City Clerk
City of Hermosa Beach
1315 Valley Drive
Hermosa Beach, CA 90254
edoerfling@hermosabch.org

Re: California Public Records Act Request

Dear Ms. Doerfling:

This letter is submitted pursuant to the California Public Records Act, California Government Code Section 6253, and requests the following public records in the possession, custody, or control of the City of Hermosa Beach ("City"):

- (1) any and all documents and communications sent to or received from representatives of the law firms Baron & Budd, P.C., Gomez Trial Attorneys, and/or Ecolawyers, from 2015 to prior to any formal attorney-client retention regarding potential tort or other claims involving PCBs.
- (2) any and all documents and communications regarding a meeting held at the Port of Long Beach's office on October 13, 2015, hosted by Scott Summy of Baron & Budd, P.C. and John Fiske of Gomez Trial Attorneys. *See Attachment A.*

If, for any reason, the City decides to withhold or otherwise redact information contained in its files relating to the public records described above on the basis of privilege, please provide a statement describing the nature of any such material and the basis for any such decision, citing the legal authorities on which the City relies.

As required by California Government Code section 6253, please reply to this request promptly, no later than ten (10) days from today. We hereby agree to pay copying costs and other reasonable costs necessary for the above requested documents up to five hundred dollars (\$500.00). In the event such fees may be in excess of five hundred dollars (\$500.00), please contact me prior to incurring any costs. In the alternative, we are amenable to electronic disclosure of the records requested to the extent that such disclosure is more convenient and may be made in a more expeditious fashion. To the extent that certain categories of requested documents are available before others, we ask that you please provide such documents on a rolling basis.

LATHAM & WATKINS LLP

If you have any questions regarding this request, please feel free to contact me at (858) 523-3997. Thank you in advance for your attention to this matter.

Very truly yours,

/s Karin Sanders

Karin Sanders
Paralegal

Enclosure

ATTACHMENT A

From: [Jennifer Nard](#)
To: REDACTED
Subject: Meeting on October 13 re Potential PCB Litigation
Date: Tuesday, October 06, 2015 3:42:23 PM

ATTORNEY CLIENT PRIVILEGE--POTENTIAL LITIGATION--PCB

Dear REDACTED,

We have been provided your name by Los Angeles County as a person responsible for compliance with or otherwise dealing with stormwater and/or wastewater issues for REDACTED. My name is John Fiske, and I am with the law firm of Gomez Trial Attorneys located in San Diego. I along with Scott Summy of Baron & Budd law firm in Dallas are currently representing the cities of San Diego and San Jose in PCB litigation.

Scott and I are hosting a meeting with attorneys and engineers for Los Angeles County and the Port of Long Beach about the possibility of representing the County and the Port in similar litigation. The goal of the PCB litigation is to shift the onerous costs of complying with current and/or future TMDLs specifically related to PCBs as part of both current and future NPDES permits onto the sole US manufacturer of PCBs--Monsanto.

After speaking with legal counsel for Los Angeles County, they suggested that a county wide meeting would be appropriate where all permittees in the County, including cities and ports, could be invited to hear about the steps being taken by our firms to assist with this onerous problem.

So by request, we are holding a meeting at the Port of Long Beach offices located at 4801 Airport Plaza Drive, Long Beach, CA 90815 on October 13, 2015 at 1:30pm. Please join us. We would also encourage you to bring your in house legal counsel that can help advise REDACTED on this important litigation.

This is not a meeting open to the public and is protected by the attorney client privilege because potential litigation will be discussed. Only names on our master list will be allowed in so that we can protect the confidential communications that will occur during the meeting.

Please RSVP to Jennifer Nard at jnard@gomeztrialattorneys.com.

Also do not hesitate to contact me by email or phone. My contact info is 619-237-3490 or at Fiske@gomeztrialattorneys.com.

Jennifer Nard | Paralegal
Ecolawyers
GOMEZ TRIAL ATTORNEYS
655 West Broadway | Suite 1700
San Diego, CA 92101
OFFICE 619 237 3490
FAX 619 237 3496

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